

# **EXHIBIT A**

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Attorneys For Defendants  
 LG ELECTRONICS, INC.; LG ELECTRONICS USA, INC.; and  
 LG ELECTRONICS TAIWAN TAIPEI CO., LTD.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT) ) Case No.: 3:07-cv-5944 SC  
 ANTITRUST LITIGATION )  
 ) MDL No. 1917

\_\_\_\_\_  
 This Document Relates To: ) LGE'S SECOND SET OF REQUESTS FOR  
 ) PRODUCTION OF DOCUMENTS TO  
 ) DIRECT PURCHASER PLAINTIFFS  
 DIRECT PURCHASER ACTIONS )  
 )  
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 )

PROPOUNDING PARTY: LG ELECTRONICS, INC.; LG ELECTRONICS  
 USA, INC.; and LG ELECTRONICS TAIWAN  
 TAIPEI CO., LTD

RESPONDING PARTY: DIRECT PURCHASER PLAINTIFFS

SET NO.: TWO

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, Defendant LG ELECTRONICS, INC.; LG ELECTRONICS USA, INC.; and LG ELECTRONICS TAIWAN TAIPEI CO., LTD., hereby requests that each of the Responding Parties named above produce for inspection and copying each of the documents and other things described below at Sidley Austin, LLP, attention Ryan Sandrock, 555 California Street, Suite 2000, San Francisco, CA 94104, within thirty (30) days after the date of the service hereof (by June 7, 2010).

# I.

## DEFINITIONS AND INSTRUCTIONS

1. "YOU" and "YOUR" means the Plaintiff responding to these requests, its direct and indirect parents, predecessors in interest, affiliates, subsidiaries, divisions, predecessors, successors, and assigns, the present and former officers, directors, employees, attorneys, agents, and representatives of any of the above, and each person acting or purporting to act on behalf.

2. "DOCUMENTS" is used in the broadest possible sense as interpreted under the Federal Rules of Civil Procedure and shall include, without limitation, any kind of written, typewritten, or printed material whatsoever, and any computer hard drive or computer readable media, including, without limitation, papers, agreements, contracts, notes, memoranda, presentations, presentation materials, COMMUNICATIONS, letters, telegrams, messages sent to or received from a wireless device, electronic mail, statements, invoices, personal diaries, records, books, maps, blueprints, forms, transcriptions, CDs, DVDs, floppy discs, magnetic tapes, recordings, translations to any language, printed cards, programming instructions, assembly diagrams, schematic diagrams, and manuals either in YOUR possession or custody or under YOUR control, and shall include, without limitation, originals, file copies, and other copies, no matter how or by whom prepared, and all drafts prepared in connection with any such writings, whether used or not, regardless of whether the DOCUMENT still exists, and regardless of who has maintained custody of such DOCUMENTS.

3. "COMMUNICATIONS" means any and all written, oral, telephonic, or other utterances of any nature whatsoever, shared, shown, and/or transferred between and/or among any

PERSON(S), including, but not limited to, any statements, inquiries, discussions, conversations, dialogues, correspondence, consultations, negotiations, agreements, understandings, meetings, letters, emails, faxes, notations, telegrams, advertisements, interviews and all other DOCUMENTS as herein defined.

4. "COMPLAINT" means the Direct Purchaser Plaintiffs' Consolidated Amended Complaint filed in the above-captioned action.

5. "CRT(s)" refers to cathode ray tubes and "CRT PRODUCT(s)" refers to products containing cathode ray tubes.

6. "DEFENDANTS" means the entities enumerated by paragraphs 24 through 80 of the COMPLAINT.

7. "PERSON" means any individual or group of individuals, corporation, partnership, association, governmental entity, department, commission, bureau or any other kind of legal or business entity.

8. When referring to a PERSON, "IDENTITY" or "IDENTIFY" means, to the extent known, the person's full name, present or last known address, and when referring to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of the person need be listed in response to subsequent discovery requesting the identification of that person.

9. When referring to a DOCUMENT, "IDENTITY" or "IDENTIFY" means, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; and (iv) author(s), addressee(s) and recipient(s).

10. "RELEVANT PERIOD" means the Class Period alleged in paragraph 1 of the COMPLAINT, i.e. March 1, 1995 to November 25, 2007.

11. YOU are required to produce all documents in the manner, form and position in which they are kept in the ordinary course of business, as required by the Federal Rules of Civil Procedure, including, where applicable, any index tabs, file dividers, designations, or other information as to the location of the documents.

12. If YOU cannot respond to a request for production fully, after a diligent attempt to obtain the requested information, YOU must answer the request to the extent possible, specify the portion of the request YOU are unable to answer, and provide whatever information YOU have regarding the answered portion.

13. In the event that any requested document has been destroyed, lost, discarded or is otherwise no longer in YOUR possession, custody, or control, YOU shall identify the document as completely as possible and specify the document's disposal date, disposal manner, disposal reason, the person who authorized the disposal, and the person who disposed of the document.

14. In the event any information is withheld on a claim of attorney-client-privilege, work-product doctrine, or any other applicable privilege, YOU shall provide a privilege log that includes at least the following information: the nature of the information contained in the withheld document, the document date, source, and subject matter, the author(s) and recipient(s), such as would enable the privilege claim to be adjudicated, and any authority that YOU asserts supports any claim of privilege.

15. The word "any" shall be construed to include "all" and vice versa.

## II.

### REQUESTS FOR PRODUCTION OF DOCUMENTS

#### **Request for Production of Documents No. 5:**

All audited or un-audited annual or periodic financial statements, financial reports, and balance sheets RELATING TO the RELEVANT PERIOD for YOU and each of YOUR affiliated business entities, units, or divisions that acquired, sold, used, manufactured, distributed, or supplied CRTs or CRT PRODUCTS.

#### **Request for Production of Documents No. 6:**

All DOCUMENTS RELATING TO YOUR monthly and yearly revenue, costs, and profits from all CRTs YOU sold, used, manufactured, distributed, or supplied.

#### **Request for Production of Documents No. 7:**

All DOCUMENTS RELATING TO YOUR monthly and yearly revenue, costs, and

1 profits from all CRT PRODUCTS YOU sold, used, manufactured, distributed, or supplied.

2 **Request for Production of Documents No. 8:**

3 All DOCUMENTS RELATING TO the effect on YOUR profits or losses, if any, of  
4 prices for CRTs during the RELEVANT PERIOD.

5 **Request for Production of Documents No. 9:**

6 All DOCUMENTS RELATING TO the effect on YOUR profits or losses, if any, of  
7 prices for CRT PRODUCTS during the RELEVANT PERIOD.

8 **Request for Production of Documents No. 10:**

9 All DOCUMENTS concerning the effect, if any, of the price changes of CRTs or any  
10 of their components on the profit or loss you anticipated.

11 **Request for Production of Documents No. 11:**

12 All DOCUMENTS concerning the effect, if any, of the price changes of CRT  
13 PRODUCTS or any of their components on the profit or loss you anticipated.

14 **Request for Production of Documents No. 12:**

15 All DOCUMENTS RELATING TO any cost-cutting or cost-saving measures YOU  
16 considered or implemented RELATING TO any CRTs manufactured, sold, or distributed by YOU  
17 during the RELEVANT PERIOD.

18 **Request for Production of Documents No. 13:**

19 All DOCUMENTS RELATING TO any cost-cutting or cost-saving measures YOU  
20 considered or implemented RELATING TO any CRT PRODUCTS manufactured, sold, or  
21 distributed by YOU during the RELEVANT PERIOD.

22 **Request for Production of Documents No. 14:**

23 All of YOUR federal, state, and local tax filings RELATING TO the RELEVANT  
24 PERIOD.

1 Dated: 5-7<sup>th</sup>, 2010

SIDLEY AUSTIN LLP

2  
3  
4 By: 

5 Samuel R. Miller  
6 Attorneys For Defendants  
7 LG ELECTRONICS, INC.; LG  
8 ELECTRONICS USA, INC.; and  
9 LG ELECTRONICS TAIWAN TAIPEI CO.,  
10 LTD.  
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**PROOF OF SERVICE**

STATE OF CALIFORNIA                    )  
  ) SS  
COUNTY OF SAN FRANCISCO        )

I am employed in the County of San Francisco, State of California. I am over the age of 18 years and not a party to the within action. My business address is 555 California Street, San Francisco, California 94104.

On May 7, 2010, I served the foregoing document(s) described as **LGE'S SECOND SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS TO DIRECT PURCHASER PLAINTIFFS** on all interested parties in this action as follows (or as on the attached service list):

☒ (HAND DELIVERY) I caused the document(s) to be delivered by hand by a courier service to the addressee(s) shown above unless otherwise noted.

☒ (E-MAIL) I caused the document(s) to be delivered by e-mail to each interested party as shown above.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 7, 2010, at San Francisco, California.

  
Hazel Ebalo-Gillespie



**SERVICE LIST**

Guido Saveri  
Cadio Zirpoli  
Geoffrey Rushing  
**SAVERI & SAVERI, INC.**  
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San Francisco, CA 94111-1730  
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Interim Lead Counsel for the Direct Purchaser  
Plaintiffs

**BY HAND SERVICE AND EMAIL**

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Interim Lead Counsel for the Indirect Purchaser  
Plaintiffs

**BY HAND SERVICE AND EMAIL**

**ALL DEFENSE COUNSEL**

**BY EMAIL**

## **EXHIBIT B**

KENT M. ROGER, State Bar No. 95987  
 DIANE L. WEBB, State Bar No. 197851  
 MICHELLE PARK CHIU, State Bar No. 248421  
 MORGAN, LEWIS & BOCKIUS LLP  
 One Market, Spear Street Tower  
 San Francisco, California 94105-1126  
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 Facsimile: 415.442.1001  
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 dwebb@morganlewis.com  
 mchiu@morganlewis.com

Attorneys for Defendant  
 HITACHI AMERICA, LTD.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

IN RE CATHODE RAY TUBE (CRT)  
 ANTITRUST LITIGATION

Case No. C07-5944 SC

**MDL NO. 1917**

Judge: Hon. Samuel Conti

Special Master: Hon. Charles A. Legge (Ret.)

This Document Relates To:  
 DIRECT PURCHASER ACTION

**DEFENDANT HITACHI AMERICA,  
 LTD.'S FIRST SET OF REQUESTS  
 FOR PRODUCTION OF DOCUMENTS  
 TO DIRECT PURCHASER  
 PLAINTIFFS**

PROPOUNDING PARTY: HITACHI AMERICA, LTD.

RESPONDING PARTY: DIRECT PURCHASER PLAINTIFFS

SET NUMBER: ONE (1-11)

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, Hitachi America, Ltd. ("Defendant") hereby requests that the direct purchaser plaintiffs ("Direct Purchaser Plaintiffs") in the above-captioned action respond to the following first set of document requests ("Document Requests"). Direct Purchaser Plaintiffs are directed to serve the requested documents for inspection and copying in conformance with the above-cited rules at the offices of

DB2/21705543.1

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MDL 1917

DEFENDANT HITACHI AMERICA, LTD.'S FIRST SET OF REQUESTS FOR PRODUCTION OF  
 DOCUMENTS TO DIRECT PURCHASER PLAINTIFFS

1 MORGAN, LEWIS & BOCKIUS LLP, Attn. Diane L. Webb, One Market, Spear Street Tower,  
 2 San Francisco, CA 94105 (or at such other place as may be agreed upon by the parties) within  
 3 thirty (30) days after the date of service hereof, and, in any event, no later than June 7, 2010.

#### 4 **DEFINITIONS AND INSTRUCTIONS**

5 1. "YOU" and "YOUR" means Direct Purchaser Plaintiffs responding to these  
 6 requests, their direct and indirect parents, predecessors in interest, affiliates, subsidiaries,  
 7 divisions, predecessors, successors, and assigns, the present and former officers, directors,  
 8 employees, attorneys, agents, and representatives of any of the above, and each person acting or  
 9 purporting to act on their behalf.

10 2. "DOCUMENTS" is used in the broadest possible sense as interpreted under the  
 11 Federal Rules of Civil Procedure and shall include, without limitation, any kind of written,  
 12 typewritten, or printed material whatsoever, and any computer hard drive or computer readable  
 13 media, including, without limitation, papers, agreements, contracts, notes, memoranda,  
 14 presentations, presentation materials, COMMUNICATIONS, letters, telegrams, messages sent to  
 15 or received from a wireless device, electronic mail, statements, invoices, personal diaries, records,  
 16 books, maps, blueprints, forms, transcriptions, CDs, DVDs, floppy discs, magnetic tapes,  
 17 recordings, translations to any language, printed cards, programming instructions, assembly  
 18 diagrams, schematic diagrams, and manuals either in YOUR possession or custody or under  
 19 YOUR control, and shall include, without limitation, originals, file copies, and other copies, no  
 20 matter how or by whom prepared, and all drafts prepared in connection with any such writings,  
 21 whether used or not, regardless of whether the DOCUMENT still exists, and regardless of who  
 22 has maintained custody of such DOCUMENTS.

23 3. "COMMUNICATIONS" means any and all written, oral, telephonic, or other  
 24 utterances of any nature whatsoever, shared, shown, and/or transferred between and/or among any  
 25 PERSON(S), including, but not limited to, any statements, inquiries, discussions, conversations,  
 26 dialogues, correspondence, consultations, negotiations, agreements, understandings, meetings,  
 27 letters, emails, faxes, notations, telegrams, advertisements, interviews and all other  
 28 DOCUMENTS as herein defined.

4. "INTERROGATORIES" refers to the interrogatories enumerated in Hitachi America, Ltd.'s First Set of Interrogatories to Direct Purchaser Plaintiffs, served concurrently herewith.

5. "COMPLAINT" means the Direct Purchaser Plaintiffs' Consolidated Amended Complaint filed in the above-captioned action.

6. "CRT(s)" refers to cathode ray tubes and "CRT PRODUCT(s)" refers to products containing cathode ray tubes, as defined in Paragraph 1 of the COMPLAINT.

7. "DEFENDANTS" means the entities enumerated by paragraphs 24 through 80 of the COMPLAINT.

8. "PERSON" means any individual or group of individuals, corporation, partnership, association, governmental entity, department, commission, bureau or any other kind of legal or business entity.

9. When referring to a PERSON, "IDENTITY" or "IDENTIFY" means, to the extent known, the person's full name, present or last known address, and when referring to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of the person need be listed in response to subsequent discovery requesting the identification of that person.

10. When referring to a DOCUMENT, "IDENTITY" or "IDENTIFY" means, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; and (iv) author(s), addressee(s) and recipient(s).

11. "RELEVANT PERIOD" means the Class Period alleged in paragraph 1 of the COMPLAINT, *i.e.*, March 1, 1995 to November 25, 2007.

12. YOU are required to produce all documents in the manner, form and position in which they are kept in the ordinary course of business, as required by the Federal Rules of Civil Procedure, including, where applicable, any index tabs, file dividers, designations, or other information as to the location of the documents.

13. If YOU cannot respond to a request for production fully, after a diligent attempt to obtain the requested information, YOU must answer the request to the extent possible, specify the

1 portion of the request YOU are unable to answer, and provide whatever information YOU have  
2 regarding the answered portion.

3 14. In the event that any requested document has been destroyed, lost, discarded or is  
4 otherwise no longer in YOUR possession, custody, or control, YOU shall identify the document  
5 as completely as possible and specify the document's disposal date, disposal manner, disposal  
6 reason, the person who authorized the disposal, and the person who disposed of the document.

7 15. In the event any information is withheld on a claim of attorney-client-privilege,  
8 work-product doctrine, or any other applicable privilege, YOU shall provide a privilege log that  
9 includes at least the following information: the nature of the information contained in the  
10 withheld document, the document date, source, and subject matter, the author(s) and recipient(s),  
11 such as would enable the privilege claim to be adjudicated, and any authority that YOU asserts  
12 supports any claim of privilege.

13 16. The word "any" shall be construed to include "all" and vice versa.

#### 14 **REQUESTS FOR PRODUCTION**

##### 15 **REQUEST NO. 1:**

16 All DOCUMENTS YOU IDENTIFIED or were requested to IDENTIFY in  
17 response to the INTERROGATORIES served herewith.

##### 18 **REQUEST NO. 2:**

19 All DOCUMENTS RELATING TO any sale by YOU of any CRT during the  
20 RELEVANT PERIOD, including without limitation (a) copies of all receipts, invoices, purchase  
21 orders, or other similar documents evidencing each sale; (b) all manuals, installation guides,  
22 servicing guides, warranty booklets or other documentation accompanying each sold CRT; (c) all  
23 contracts, agreements, or memoranda of understanding relating to YOUR sale of each CRT; and  
24 (d) all documents evidencing the type, price, manufacturer, and costs of any CRT YOU sold.

##### 25 **REQUEST NO. 3:**

26 All DOCUMENTS RELATING TO any sale by YOU of any CRT PRODUCT  
27 during the RELEVANT PERIOD, including without limitation (a) copies of all receipts, invoices,  
28 purchase orders, or other similar documents evidencing each sale; (b) all manuals, installation

1 guides, servicing guides, warranty booklets or other documentation accompanying each sold CRT  
 2 PRODUCT; (c) all contracts, agreements, or memoranda of understanding relating to YOUR sale  
 3 of each CRT PRODUCT; and (d) all documents evidencing the type, price, manufacturer, and  
 4 costs of any CRT PRODUCT YOU sold.

5 **REQUEST NO. 4:**

6 All DOCUMENTS RELATING TO COMMUNICATIONS between YOU and  
 7 any other PERSON RELATING TO any actual or potential sale by YOU of CRTs during the  
 8 RELEVANT PERIOD.

9 **REQUEST NO. 5:**

10 All DOCUMENTS RELATING TO COMMUNICATIONS between YOU and  
 11 any other PERSON RELATING TO any actual or potential sale by YOU of CRT PRODUCTS  
 12 during the RELEVANT PERIOD.

13 **REQUEST NO. 6:**

14 All documents concerning YOUR corporate policies, practices, and procedures,  
 15 whether formal or informal, for making decisions concerning the acquisition or sale of CRTs  
 16 including, but not limited to, the factors considered and purchasing methods or procedures YOU  
 17 currently use or may have used at any time during the RELEVANT PERIOD and all purchasing  
 18 manuals or purchasing procedures concerning the acquisition or sale of CRTs in effect at any time  
 19 during the RELEVANT PERIOD.

20 **REQUEST NO. 7:**

21 All documents concerning YOUR corporate policies, practices, and procedures,  
 22 whether formal or informal, for making decisions concerning the acquisition or sale of CRT  
 23 PRODUCTS including, but not limited to, the factors considered and purchasing methods or  
 24 procedures YOU currently use or may have used at any time during the RELEVANT PERIOD  
 25 and all purchasing manuals or purchasing procedures concerning the acquisition or sale of CRT  
 26 PRODUCTS in effect at any time during the RELEVANT PERIOD.

27 **REQUEST NO. 8:**

28 DOCUMENTS REGARDING YOUR competition for the sale of CRTs during the

1 RELEVANT TIME PERIOD.

2 **REQUEST NO. 9:**

3 DOCUMENTS REGARDING YOUR competition for the sale of CRT  
4 PRODUCTS during the RELEVANT TIME PERIOD.

5 **REQUEST NO. 10:**

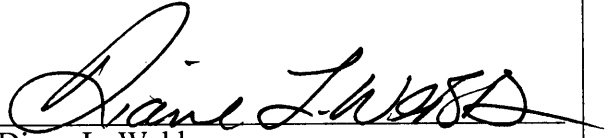
6 All DOCUMENTS concerning any products that are marketed or sold as  
7 substitutes for any CRT that YOU acquired, sold, or were distributed by YOU.

8 **REQUEST NO. 11:**

9 All DOCUMENTS concerning any products that are marketed or sold as  
10 substitutes for any CRT PRODUCT that YOU acquired, sold, or were distributed by YOU.

11  
12 Dated: May 7, 2010

MORGAN, LEWIS & BOCKIUS LLP

13  
14 By   
15 Diane L. Webb  
16 Attorneys for Defendant  
17 HITACHI AMERICA, LTD.  
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**PROOF OF SERVICE**

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is One Market, Spear Street Tower, San Francisco, California 94105-1126.

On May 7, 2010, I served the within document(s):

**DEFENDANT HITACHI AMERICA, LTD.'S FIRST SET OF  
REQUESTS FOR PRODUCTION OF DOCUMENTS TO DIRECT  
PURCHASER PLAINTIFFS**

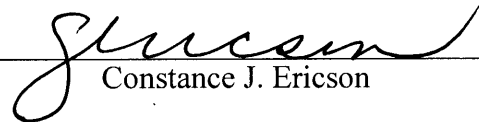
- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal Express agent for delivery.
- ☒ by causing the document(s) listed above to be personally delivered to the person(s) at the address(es) set forth below.
- ☒ by transmitting via electronic mail the document(s) listed above to each of the person(s) as set forth below.

**SEE ATTACHED SERVICE LIST**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on May 7, 2010, at San Francisco, California.

I declare under penalty of perjury, under the laws of the State of California, that the above is true and correct.

  
Constance J. Ericson

**SERVICE LIST**  
**IN RE: CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION**  
**United States District Court, Case No. C 07-5944 SC; MDL No. 1917**

<b>SERVICE ADDRESS</b>	<b>REPRESENTING</b>	<b>METHOD OF SERVICE</b>
Guido Saveri, Esq. Cadio Zirpoli, Esq. Saveri & Saveri 706 Sansome Street San Francisco, CA 94111-1730 Phone: 415-217-8610 Fax: 415-217-6813 guido@saveri.com zirpoli@saveri.com	<i>Interim Lead Counsel for Direct Purchaser Plaintiffs</i>	<i>Hand Service and Electronic Mail</i>
Bruce L. Simon, Esq. Pearson Simon Warshaw Penny LLP 44 Montgomery Street, Suite 2450 San Francisco, CA 94104 bsimon@pswlaw.com	<i>Attorney for Direct Purchaser Plaintiffs</i>	<i>Electronic Mail</i>

ALL DEFENSE COUNSEL BY ELECTRONIC MAIL

# **EXHIBIT C**

KENT M. ROGER, State Bar No. 95987  
 DIANE L. WEBB, State Bar No. 197851  
 MICHELLE PARK CHIU, State Bar No. 248421  
 MORGAN, LEWIS & BOCKIUS LLP  
 One Market, Spear Street Tower  
 San Francisco, California 94105-1126  
 Telephone: 415.442.1000  
 Facsimile: 415.442.1001  
 E-mail: kroger@morganlewis.com  
 dwebb@morganlewis.com  
 mchiu@morganlewis.com

Attorneys for Defendant  
 HITACHI AMERICA, LTD.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

IN RE CATHODE RAY TUBE (CRT)  
 ANTITRUST LITIGATION

Case No. C07-5944 SC

**MDL NO. 1917**

Judge: Hon. Samuel Conti

Special Master: Hon. Charles A. Legge (Ret.)

This Document Relates To:  
 DIRECT PURCHASER ACTION

**DEFENDANT HITACHI AMERICA,  
 LTD.'S FIRST SET OF  
 INTERROGATORIES TO DIRECT  
 PURCHASER PLAINTIFFS**

PROPOUNDING PARTY: HITACHI AMERICA, LTD.

RESPONDING PARTY: DIRECT PURCHASER PLAINTIFFS

SET NUMBER: ONE (1-13)

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Hitachi America, Ltd. ("Defendant") hereby requests that the direct purchaser plaintiffs ("Direct Purchaser Plaintiffs") in the above-captioned action respond to the following first set of interrogatories (the "Interrogatories"). Direct Purchaser Plaintiffs are directed to serve their verified answers in conformance with the above-cited rules at the offices of MORGAN, LEWIS & BOCKIUS LLP,

Attn. Diane L. Webb, One Market, Spear Street Tower, San Francisco, CA 94105 (or at such other place as may be agreed upon by the parties) within thirty (30) days after the date of the service hereof, and, in any event, no later than June 7, 2010.

#### **DEFINITIONS AND INSTRUCTIONS**

1. “YOU” and “YOUR” means Direct Purchaser Plaintiffs responding to these interrogatories, their direct and indirect parents, predecessors in interest, affiliates, subsidiaries, divisions, predecessors, successors, and assigns, the present and former officers, directors, employees, attorneys, agents, and representatives of any of the above, and each person acting or purporting to act on their behalf.

2. “DOCUMENTS” is used in the broadest possible sense as interpreted under the Federal Rules of Civil Procedure and shall include, without limitation, any kind of written, typewritten, or printed material whatsoever, and any computer hard drive or computer readable media, including, without limitation, papers, agreements, contracts, notes, memoranda, presentations, presentation materials, COMMUNICATIONS, letters, telegrams, messages sent to or received from a wireless device, electronic mail, statements, invoices, personal diaries, records, books, maps, blueprints, forms, transcriptions, CDs, DVDs, floppy discs, magnetic tapes, recordings, translations to any language, printed cards, programming instructions, assembly diagrams, schematic diagrams, and manuals either in YOUR possession or custody or under YOUR control, and shall include, without limitation, originals, file copies, and other copies, no matter how or by whom prepared, and all drafts prepared in connection with any such writings, whether used or not, regardless of whether the DOCUMENT still exists, and regardless of who has maintained custody of such DOCUMENTS.

3. “COMMUNICATIONS” means any and all written, oral, telephonic, or other utterances of any nature whatsoever, shared, shown, and/or transferred between and/or among any PERSON(S), including, but not limited to, any statements, inquiries, discussions, conversations, dialogues, correspondence, consultations, negotiations, agreements, understandings, meetings, letters, emails, faxes, notations, telegrams, advertisements, interviews and all other DOCUMENTS as herein defined.

4. “COMPLAINT” means the Direct Purchaser Plaintiffs’ Consolidated Amended Complaint filed in the above-captioned action.

5. “CRT(s)” refers to cathode ray tubes and “CRT PRODUCT(s)” refers to products containing cathode ray tubes, as defined in Paragraph 1 of the COMPLAINT.

6. “DEFENDANTS” means the entities enumerated by paragraphs 24 through 80 of the COMPLAINT.

7. “PERSON” means any individual or group of individuals, corporation, partnership, association, governmental entity, department, commission, bureau or any other kind of legal or business entity.

8. When referring to a PERSON, “IDENTITY” or “IDENTIFY” means, to the extent known, the person’s full name, present or last known address, and when referring to a natural person, additionally, the present or last known place of employment. Once a person has been identified in accordance with this subparagraph, only the name of the person need be listed in response to subsequent discovery requesting the identification of that person.

9. When referring to a DOCUMENT, “IDENTITY” or “IDENTIFY” means, to the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the document; and (iv) author(s), addressee(s) and recipient(s).

10. “RELEVANT PERIOD” means the Class Period alleged in paragraph 1 of the COMPLAINT, *i.e.*, March 1, 1995 to November 25, 2007.

11. The words “and” and “or” shall be construed in the conjunctive or disjunctive, whichever makes the requests more inclusive.

12. All nouns in the singular or plural shall be construed in the singular or plural, whichever makes the requests more inclusive.

13. The use of the past tense of any verb shall include the present tense and vice versa.

14. The word “any” shall be construed to include “all” and vice versa.

**INTERROGATORIES**

**INTERROGATORY NO. 1:**

IDENTIFY all PERSONS who participated or assisted in the preparation of YOUR responses to these interrogatories.

**INTERROGATORY NO. 2:**

Separately identify each CRT that YOU sold during the RELEVANT PERIOD, including without limitation the date and place of sale, the type and manufacturer of each CRT sold, and the IDENTITY of each PERSON involved in the sale and the time period and nature of each PERSON's involvement.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 3:**

Separately identify each CRT PRODUCT that YOU sold during the RELEVANT PERIOD, including without limitation the date and place of sale, the type and manufacturer of each CRT PRODUCT sold, and the IDENTITY of each PERSON involved in the sale and the time period and nature of each PERSON's involvement.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 4:**

For each sale of a CRT identified in Interrogatory No. 2, state all terms and conditions that were a part of the sale, including without limitation all terms and conditions RELATING TO pricing, taxes, tariffs, duties, freight charges, or any other fees paid by any PERSON in connection with the sale.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 5:**

For each sale of a CRT PRODUCT identified in Interrogatory No. 3, state all terms and conditions that were a part of the sale, including without limitation all terms and

conditions RELATING TO pricing, taxes, tariffs, duties, freight charges, or any other fees paid by any PERSON in connection with the sale.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 6:**

Separately for each DEFENDANT and “co-conspirator” alleged in the COMPLAINT, including without limitation their subsidiaries and affiliates, state for each calendar year of the RELEVANT PERIOD the gross dollar amounts, unit volumes, and types of CRTs YOU acquired or sold.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 7:**

Separately for each DEFENDANT and “co-conspirator” alleged in the COMPLAINT, including without limitation their subsidiaries and affiliates, state for each calendar year of the RELEVANT PERIOD the gross dollar amounts, unit volumes, and types of CRT PRODUCTS YOU acquired or sold.

As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend supports YOUR response.

**INTERROGATORY NO. 8:**

IDENTIFY each PERSON with knowledge of YOUR negotiations RELATING TO the terms and conditions for each of YOUR acquisitions or sales of CRTs during the RELEVANT PERIOD.

**INTERROGATORY NO. 9:**

IDENTIFY each PERSON with knowledge of YOUR negotiations RELATING TO the terms and conditions for each of YOUR acquisitions or sales of CRT PRODUCTS during the RELEVANT PERIOD.

**INTERROGATORY NO. 10:**

IDENTIFY YOUR product specifications for each acquisition or potential



1 acquisition of CRTs during the RELEVANT PERIOD, including without limitation all  
2 PERSONS with knowledge of those specifications.

3 **INTERROGATORY NO. 11:**

4 IDENTIFY YOUR product specifications for each acquisition or potential  
5 acquisition of CRT PRODUCTS during the RELEVANT PERIOD, including without limitation  
6 all PERSONS with knowledge of those specifications.

7 **INTERROGATORY NO. 12:**

8 Separately, with respect to each CRT that YOU acquired during the RELEVANT  
9 PERIOD, state the total dollar amount by which YOU allege YOU were overcharged as a result  
10 of the allegations in the Complaint.

11 As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend  
12 supports YOUR response.

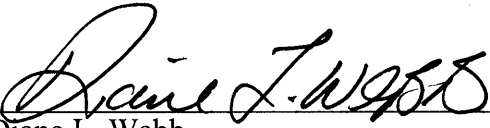
13 **INTERROGATORY NO. 13:**

14 Separately, with respect to each CRT PRODUCT that YOU acquired during the  
15 RELEVANT PERIOD, state the total dollar amount by which YOU allege YOU were  
16 overcharged as a result of the allegations in the Complaint.

17 As part of YOUR response, IDENTIFY each DOCUMENT that YOU contend  
18 supports YOUR response.

19  
20 Dated: May 7, 2010

MORGAN, LEWIS & BOCKIUS LLP

21  
22 By   
23 Diane L. Webb  
24 Attorneys for Defendant  
25 HITACHI AMERICA, LTD.  
26  
27  
28

**PROOF OF SERVICE**

I am a resident of the State of California and over the age of eighteen years, and not a party to the within action; my business address is One Market, Spear Street Tower, San Francisco, California 94105-1126.

On May 7, 2010, I served the within document(s):

**DEFENDANT HITACHI AMERICA, LTD.'S FIRST SET OF INTERROGATORIES TO DIRECT PURCHASER PLAINTIFFS**

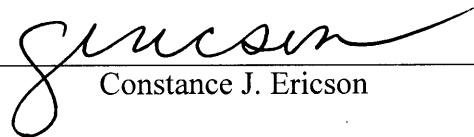
- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☐ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed Federal Express envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal Express agent for delivery.
- ☒ by causing the document(s) listed above to be personally delivered to the person(s) at the address(es) set forth below.
- ☒ by transmitting via electronic mail the document(s) listed above to each of the person(s) as set forth below.

**SEE ATTACHED SERVICE LIST**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on May 7, 2010, at San Francisco, California.

I declare under penalty of perjury, under the laws of the State of California, that the above is true and correct.

  
Constance J. Ericson

**SERVICE LIST**  
**IN RE: CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION**  
**United States District Court, Case No. C 07-5944 SC; MDL No. 1917**

<b>SERVICE ADDRESS</b>	<b>REPRESENTING</b>	<b>METHOD OF SERVICE</b>
Guido Saveri, Esq. Cadio Zirpoli, Esq. Saveri & Saveri 706 Sansome Street San Francisco, CA 94111-1730 Phone: 415-217-8610 Fax: 415-217-6813 guido@saveri.com zirpoli@saveri.com	<i><b>Interim Lead Counsel for Direct Purchaser Plaintiffs</b></i>	<i>Hand Service and Electronic Mail</i>
Bruce L. Simon, Esq. Pearson Simon Warshaw Penny LLP 44 Montgomery Street, Suite 2450 San Francisco, CA 94104 bsimon@pswlaw.com	<i><b>Attorney for Direct Purchaser Plaintiffs</b></i>	<i>Electronic Mail</i>

ALL DEFENSE COUNSEL BY ELECTRONIC MAIL

# **EXHIBIT D**

1 SHEPPARD MULLIN RICHTER & HAMPTON LLP  
A Limited Liability partnership  
2 Including Professional Corporations  
GARY L. HALLING, Cal. Bar No. 66087  
3 JAMES L. MCGINNIS, Cal. Bar No. 95788  
MICHAEL W. SCARBOROUGH, Cal. Bar No. 203524  
4 Four Embarcadero Center, 17th Floor  
San Francisco, CA 94111-4109  
5 Telephone: (415) 434-9100  
Facsimile: (415) 434-3947  
6 E-mail: ghalling@sheppardmullin.com  
jmcginnis@sheppardmullin.com  
7 mscarborough@sheppardmullin.com

8 Attorneys for Defendants  
SAMSUNG SDI AMERICA, INC.,  
9 SAMSUNG SDI CO., LTD.,  
SAMSUNG SDI (MALAYSIA) SDN. BHD.,  
10 SAMSUNG SDI MEXICO S.A. DE C.V.,  
SAMSUNG SDI BRASIL LTDA.,  
11 SHENZEN SAMSUNG SDI CO., LTD. and  
TIANJIN SAMSUNG SDI CO., LTD.  
12

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION  
16

17  
18 In re: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION  
19

Case No. 07-5944 SC

MDL No. 1917

**SAMSUNG SDI CO., LTD.'S FIRST  
SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS TO  
DIRECT PURCHASER PLAINTIFFS**

20  
21 This Document Relates to:

22 DIRECT PURCHASER ACTIONS  
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DB2/21659647.1

W02-WEST:5DYB1\402609864.2  
MDL No. 1917

SAMSUNG SDI CO., LTD.'S FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS TO DIRECT PURCHASER  
PLAINTIFFS  
29

1 PROPOUNDING PARTY: SAMSUNG SDI CO., LTD.

2 RESPONDING PARTIES: DIRECT PURCHASER PLAINTIFFS: Arch  
3 Electronics, Inc., Paula Call d/b/a Poway-Rancho  
4 Bernardo TV, Crago Inc. d/b/a Dash Computers,  
5 Inc., Electronic Design Company, Hawel A.  
6 Hawel d/b/a City Electronics, Meijer, Inc. and  
7 Meijer Distribution, Inc., Nathan Muchnick, Inc.,  
Orion Home Systems, LLC, Princeton Display  
Technologies, Inc., Radio & TV Equipment, Inc.,  
Royal Data Services, Inc., Studio Spectrum, Inc.,  
Wettstein and Sons, Inc.

8 SET NO.: ONE  
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28 DB2/21659647.1

W02-WEST:5DYB1402609864.2

MDL No. 1917

SAMSUNG SDI CO., LTD.'S FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS TO DIRECT PURCHASER  
PLAINTIFFS

Pursuant to Rules 26 and 34 of the Federal Rules of Civil Procedure, Defendant Samsung SDI Co., Ltd. hereby requests that each of the Direct Purchaser Plaintiffs produce for inspection and copying each of the documents and other things described below at the offices of Sheppard Mullin Richter & Hampton, 4 Embarcadero Ctr. 17th floor, San Francisco, CA 94111 within thirty (30) days after the date of the service hereof.

# I.

## DEFINITIONS AND INSTRUCTIONS

1. "YOU" and "YOUR" means the Plaintiff responding to these requests, its direct and indirect parents, predecessors in interest, affiliates, subsidiaries, divisions, predecessors, successors, and assigns, the present and former officers, directors, employees, attorneys, agents, and representatives of any of the above, and each person acting or purporting to act on behalf.

2. "DOCUMENTS" is used in the broadest possible sense as interpreted under the Federal Rules of Civil Procedure and shall include, without limitation, any kind of written, typewritten, or printed material whatsoever, and any computer hard drive or computer readable media, including, without limitation, papers, agreements, contracts, notes, memoranda, presentations, presentation materials, COMMUNICATIONS, letters, telegrams, messages sent to or received from a wireless device, electronic mail, statements, invoices, personal diaries, records, books, maps, blueprints, forms, transcriptions, CDs, DVDs, floppy discs, magnetic tapes, recordings, translations to any language, printed cards, programming instructions, assembly diagrams, schematic diagrams, and manuals either in YOUR possession or custody or under YOUR control, and shall include, without limitation, originals, file copies, and other copies, no matter how or by whom prepared, and all drafts prepared in connection with any such writings, whether used or not,

1 regardless of whether the DOCUMENT still exists, and regardless of who has maintained  
2 custody of such DOCUMENTS.

3 3. "COMMUNICATIONS" means any and all written, oral, telephonic, or other  
4 utterances of any nature whatsoever, shared, shown, and/or transferred between and/or  
5 among any PERSON(S), including, but not limited to, any statements, inquiries,  
6 discussions, conversations, dialogues, correspondence, consultations, negotiations,  
7 agreements, understandings, meetings, letters, emails, faxes, notations, telegrams,  
8 advertisements, interviews and all other DOCUMENTS as herein defined.

9 4. "INTERROGATORIES" refers to the interrogatories enumerated in  
10 Samsung SDI Co., Ltd.'s First Set of Interrogatories to Direct Purchaser Plaintiffs, served  
11 concurrently herewith.

12 5. "COMPLAINT" means the Direct Purchaser Plaintiffs' Consolidated  
13 Amended Complaint filed in the above-captioned action.

14 6. "CRT(s)" refers to cathode ray tubes and "CRT PRODUCT(s)" refers to  
15 products containing cathode ray tubes.

16 7. "DEFENDANTS" means the entities enumerated by paragraphs 24 through  
17 80 of the COMPLAINT.

18 8. "PERSON" means any individual or group of individuals, corporation,  
19 partnership, association, governmental entity, department, commission, bureau or any  
20 other kind of legal or business entity.

21 9. When referring to a PERSON, "IDENTITY" or "IDENTIFY" means, to the  
22 extent known, the person's full name, present or last known address, and when referring to  
23 a natural person, additionally, the present or last known place of employment. Once a  
24 person has been identified in accordance with this subparagraph, only the name of the  
25 person need be listed in response to subsequent discovery requesting the identification of  
26 that person.



1           10. When referring to a DOCUMENT, "IDENTITY" or "IDENTIFY" means, to  
2 the extent known, the (i) type of document; (ii) general subject matter; (iii) date of the  
3 document; and (iv) author(s), addressee(s) and recipient(s).

4           11. "RELEVANT PERIOD" means the Class Period alleged in paragraph 1 of  
5 the COMPLAINT, i.e. March 1, 1995 to November 25, 2007.

6           12. YOU are required to produce all documents in the manner, form and position  
7 in which they are kept in the ordinary course of business, as required by the Federal Rules  
8 of Civil Procedure, including, where applicable, any index tabs, file dividers, designations,  
9 or other information as to the location of the documents.

10          13. If YOU cannot respond to a request for production fully, after a diligent  
11 attempt to obtain the requested information, YOU must answer the request to the extent  
12 possible, specify the portion of the request YOU are unable to answer, and provide  
13 whatever information YOU have regarding the answered portion.

14          14. In the event that any requested document has been destroyed, lost, discarded  
15 or is otherwise no longer in YOUR possession, custody, or control, YOU shall identify the  
16 document as completely as possible and specify the document's disposal date, disposal  
17 manner, disposal reason, the person who authorized the disposal, and the person who  
18 disposed of the document.

19          15. In the event any information is withheld on a claim of attorney-client-  
20 privilege, work-product doctrine, or any other applicable privilege, YOU shall provide a  
21 privilege log that includes at least the following information: the nature of the information  
22 contained in the withheld document, the document date, source, and subject matter, the  
23 author(s) and recipient(s), such as would enable the privilege claim to be adjudicated, and  
24 any authority that YOU asserts supports any claim of privilege.

25          16. The word "any" shall be construed to include "all" and vice versa.  
26  
27  
28

II.

**REQUESTS FOR PRODUCTION OF DOCUMENTS**

**Request for Production of Documents No. 1:**

All DOCUMENTS YOU IDENTIFIED or were requested to IDENTIFY in response to the INTERROGATORIES served herewith.

**Request for Production of Documents No. 2:**

All DOCUMENTS RELATING TO the acquisition of any CRT upon which YOU base any claim in this action, including without limitation (a) copies of all receipts, invoices, purchase orders, or other similar documents evidencing each acquisition; (b) all manuals, installation guides, servicing guides, warranty booklets or other documentation accompanying each acquired CRT; (c) all contracts, agreements, or memoranda of understanding relating to YOUR acquisition of each CRT; and (d) all documents evidencing the type, price, manufacturer, and costs of any CRT YOU acquired.

**Request for Production of Documents No. 3:**

All DOCUMENTS RELATING TO the acquisition of any CRT PRODUCT upon which YOU base any claim in this action, including without limitation (a) copies of all receipts, invoices, purchase orders, or other similar documents evidencing each acquisition; (b) all manuals, installation guides, servicing guides, warranty booklets or other documentation accompanying each acquired CRT PRODUCT; (c) all contracts, agreements, or memoranda of understanding relating to YOUR acquisition of each CRT PRODUCT; and (d) all documents evidencing the type, price, manufacturer, and costs of any CRT PRODUCT YOU acquired.

**Request for Production of Documents No. 4:**

All DOCUMENTS RELATING TO YOUR decision(s) to acquire or not acquire a CRT during the RELEVANT PERIOD, including without limitation any consideration by YOU of acquiring alternative items or products.

**Request for Production of Documents No. 5:**

All DOCUMENTS RELATING TO YOUR decision(s) to acquire or not acquire a CRT PRODUCT during the RELEVANT PERIOD, including without limitation any consideration by YOU of acquiring alternative items or products.

**Request for Production of Documents No. 6:**

All DOCUMENTS RELATING TO price quotes for CRTs that YOU received from any DEFENDANT, manufacturer, wholesaler, marketer or distributor of CRTs.

**Request for Production of Documents No. 7:**

All DOCUMENTS RELATING TO price quotes for CRT PRODUCTS that YOU received from any DEFENDANT, manufacturer, wholesaler, marketer or distributor of CRT PRODUCTS.

**Request for Production of Documents No. 8:**

All DOCUMENTS RELATING TO COMMUNICATIONS between YOU and any other PERSON, including DEFENDANTS, RELATING TO any actual or potential acquisition by YOU of CRTs during the RELEVANT PERIOD.

**Request for Production of Documents No. 9:**

All DOCUMENTS RELATING TO COMMUNICATIONS between YOU and any other PERSON, including DEFENDANTS, RELATING TO any actual or potential acquisition by YOU of CRT PRODUCTS during the RELEVANT PERIOD.

**Request for Production of Documents No. 10:**

All DOCUMENTS RELATING TO any rebates, promotional monies, co-op funds, corporate discounts or other financial benefits received in connection with any acquisition by YOU of a CRT during the RELEVANT PERIOD.

**Request for Production of Documents No. 11:**

All DOCUMENTS RELATING TO any rebates, promotional monies, co-op funds, corporate discounts or other financial benefits received in connection with any

1 acquisition by YOU of a CRT PRODUCT during the RELEVANT PERIOD.

2 **Request for Production of Documents No. 12:**

3 DOCUMENTS sufficient to identify all purposes for which YOU acquired,  
4 sold, used or manufactured CRTs during the RELEVANT PERIOD.

5 **Request for Production of Documents No. 13:**

6 DOCUMENTS sufficient to identify all purposes for which YOU acquired,  
7 sold, used or manufactured CRT PRODUCTS during the RELEVANT PERIOD.

8 **Request for Production of Documents No. 14:**

9 All DOCUMENTS concerning budgets, forecasts or strategies with respect  
10 to YOUR acquisitions or sales of CRTs.

11 **Request for Production of Documents No. 15:**

12 All DOCUMENTS concerning budgets, forecasts or strategies with respect  
13 to YOUR acquisitions or sales of CRT PRODUCTS.

14  
15 DATED: May 7, 2010

16 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

17  
18 By



19 DYLAN I. BALLARD

20 Attorneys for Defendants  
21 SAMSUNG SDI AMERICA, INC.,  
22 SAMSUNG SDI CO., LTD.,  
23 SAMSUNG SDI (MALAYSIA) SDN. BHD.,  
24 SAMSUNG SDI MEXICO S.A. DE C.V.,  
25 SAMSUNG SDI BRASIL LTDA.,  
26 SHENZEN SAMSUNG SDI CO., LTD. and  
27 TIANJIN SAMSUNG SDI CO., LTD.  
28

# **EXHIBIT E**

Guido Saveri (22349) guido@saveri.com  
 R. Alexander Saveri (173102) rick@saveri.com  
 Geoffrey C. Rushing (126910) grushing@saveri.com  
 Cadio Zirpoli (179108) cadio@saveri.com  
 SAVERI & SAVERI, INC.  
 706 Sansome Street  
 San Francisco, CA 94111  
 Telephone: (415) 217-6810  
 Facsimile: (415) 217-6813

*Interim Lead Counsel for the Direct Purchaser Plaintiffs*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

IN RE: CATHODE RAY TUBE (CRT)  
 ANTITRUST LITIGATION

MASTER FILE NO. 07-cv-5944 SC

MDL NO. 1917

This Document Relates to:  
 ALL DIRECT PURCHASER ACTIONS

**DIRECT PURCHASER PLAINTIFFS'  
 RESPONSES TO DEFENDANT LGE'S  
 SECOND SET OF REQUESTS FOR  
 PRODUCTION OF DOCUMENTS**

PROPOUNDING PARTY: LG ELECTRONICS, INC., LG ELECTRONICS USA, INC.,  
 LG ELECTRONICS TAIWAN TAIPEI CO., LTD.

RESPONDING PARTIES: Plaintiffs Crago, d/b/a Dash Computers, Inc., Arch Electronics,  
 Inc., Electronic Design Company, Hawel A. Hawel, d/b/a City  
 Electronics, Meijer, Inc., Meijer Distribution, Inc., Nathan  
 Muchnick, Inc., Orion Home Systems, LLC, Paula Call d/b/a  
 Poway-Rancho Bernardo TV, Princeton Display Technologies,  
 Inc., Radio & TV Equipment, Inc., Royal Data Services, Inc.,  
 Studio Spectrum, Inc., Wettstein and Sons, Inc. d/b/a Wettstein's  
 ("Plaintiffs")

SET NO.: TWO

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Plaintiffs object and  
 respond to Defendant LGE's Second Set of Requests for Production of Documents ("Requests")  
 as follows:

**GENERAL OBJECTIONS**

Plaintiffs object generally to the Requests, and to each individual request therein, on the following grounds, each of which is incorporated by reference in the responses to the individual requests below. Each response set forth below incorporates, is subject to, and does not waive any of these general objections.

1. Plaintiffs reserve all objections regarding the competence, relevance, materiality, privilege, or admissibility of any and all documents responsive to the Requests. Plaintiffs object to the Requests to the extent they seek information protected by the attorney-client privilege, the work product doctrine, or any other applicable claim of privilege or immunity, or that is otherwise privileged or immune from discovery.

2. Plaintiffs object to the Requests, including the Definitions, to the extent they seek to impose obligations greater than those imposed by the Federal Rules of Civil Procedure or the Local Rules of the United States District Court for the Northern District of California.

3. Plaintiffs object to each request, instruction, or definition to the extent it is overly broad, unduly burdensome, vague, ambiguous or does not specify the documents sought with sufficient particularity.

4. Plaintiffs object to each request, instruction, or definition to the extent it seeks information that is already in the possession of the Defendants or is obtainable from some other source that is more convenient, less burdensome, or less expensive.

5. Plaintiffs object to each request, instruction, or definition to the extent that it impermissibly seeks the premature disclosure of experts and expert information or requires Plaintiffs to disclose analyses, comparative analyses, opinions, or theories that will be the subject of expert testimony.

6. To the extent any term in the Requests is defined in the Federal Rules of Civil Procedure, Plaintiffs will interpret such term as it is so defined and not as defined in the Requests.

7. Plaintiffs object to the Requests, including the Definitions and Instructions contained therein, to the extent they seek information or documents that are not within the possession, custody, or control of Plaintiffs.

1           8.       Plaintiffs object to the Requests to the extent they seek to require Plaintiffs to  
2 produce every document or all information that supports or otherwise relates to specific  
3 contentions in this litigation, on the ground that such Requests are overly broad, unduly  
4 burdensome and premature at this stage of litigation.

5           9.       Plaintiffs object to the Requests to the extent they seek material relating to the sales  
6 or use of CRT(s) and/or CRT PRODUCT(s) acquired by Plaintiffs, or other such downstream  
7 data, because such information is not relevant to the claim or defense of any party. *See, e.g., In re*  
8 *Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock*  
9 *Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Additionally, material other than that  
10 related to direct purchases of CRT Products from the named defendants in this action has been  
11 barred by the United States Supreme Court. *Illinois Brick Co. v. Illinois*, 431 U.S. 720 (1977).

12          10.       Plaintiffs' responses agreeing to produce documents in response to the Requests  
13 should not be construed as meaning that documents of the type requested exist, and should only be  
14 construed as indicating that Plaintiffs will produce documents of the type requested if they are in  
15 Plaintiffs' possession, custody or control, are not privileged or otherwise exempt from production,  
16 and can be located and produced through reasonable and good faith effort.

17          11.       Plaintiffs object to respond to the Requests to the extent they are duplicative of  
18 document requests served by other defendants in this litigation. To the extent the Requests seek  
19 material that is duplicative to that requested by other document requests that have already been  
20 propounded on the direct purchaser class, or served at the same time as these Requests, the direct  
21 purchaser plaintiffs will only produce material one time.

22          12.       Plaintiffs object to the document Requests, instructions, and definitions to the  
23 extent they call for documents or information relating to a time period other than the relevant  
24 Class Period as defined in the Direct Purchaser Plaintiffs' Consolidated Amended Complaint.  
25 Plaintiffs will provide documents and information only as to the relevant Class Period.  
26  
27  
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**RESPONSES****REQUEST FOR PRODUCTION NO. 5:**

All audited or un-audited annual or periodic financial statements, financial reports, and balance sheets RELATING TO the RELEVANT PERIOD for YOU and each of YOUR affiliated business entities, units, or divisions that acquired, sold, used, manufactured, distributed, or supplied CRTs or CRT PRODUCTS.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

**REQUEST FOR PRODUCTION NO. 6:**

All DOCUMENTS RELATING TO YOUR monthly and yearly revenue, costs, and profits from all CRTs YOU sold, used, manufactured, distributed, or supplied.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive*

1 *Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

2 **REQUEST FOR PRODUCTION NO. 7:**

3 All DOCUMENTS RELATING TO YOUR monthly and yearly revenue, costs, and profits  
4 from all CRT PRODUCTS YOU sold, used, manufactured, distributed, or supplied.

5 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

6 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
7 object to this request on the grounds that it is compound, vague and ambiguous, overly broad and  
8 unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information  
9 entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to  
10 the discovery of admissible evidence. Plaintiffs further object to this request because it  
11 impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products  
12 by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g.*,  
13 *In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive*  
14 *Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

15 **REQUEST FOR PRODUCTION NO. 8:**

16 All DOCUMENTS RELATING TO the effect on YOUR profits or losses, if any, of prices  
17 for CRTs during the RELEVANT PERIOD.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 8:**

19 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
20 object to this request on the grounds that it is compound, vague and ambiguous, overly broad and  
21 unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information  
22 entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to  
23 the discovery of admissible evidence. Plaintiffs further object to this request because it  
24 impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products  
25 by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g.*,  
26 *In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive*  
27 *Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

**REQUEST FOR PRODUCTION NO. 9:**

All DOCUMENTS RELATING TO the effect on YOUR profits or losses, if any, of prices for CRT PRODUCTS during the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

**REQUEST FOR PRODUCTION NO. 10:**

All DOCUMENTS concerning the effect, if any, of the price changes of CRTs or any of their components on the profit or loss you anticipated.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

**REQUEST FOR PRODUCTION NO. 11:**

All DOCUMENTS concerning the effect, if any, of the price changes of CRT PRODUCTS

1 or any of their components on the profit or loss you anticipated.

2 **RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

3 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
 4 object to this request on the grounds that it is compound, vague and ambiguous, overly broad and  
 5 unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information  
 6 entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to  
 7 the discovery of admissible evidence. Plaintiffs further object to this request because it  
 8 impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products  
 9 by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g.,*  
 10 *In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive*  
 11 *Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

12 **REQUEST FOR PRODUCTION NO. 12:**

13 All DOCUMENTS RELATING TO any cost-cutting or cost-saving measures YOU  
 14 considered or implemented RELATING TO any CRTs manufactured, sold, or distributed by YOU  
 15 during the RELEVANT PERIOD.

16 **RESPONSE TO REQUEST FOR PRODUCTION NO. 12:**

17 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
 18 object to this request on the grounds that it is compound, vague and ambiguous, overly broad and  
 19 unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information  
 20 entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to  
 21 the discovery of admissible evidence. Plaintiffs further object to this request because it  
 22 impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products  
 23 by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g.,*  
 24 *In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive*  
 25 *Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

26 **REQUEST FOR PRODUCTION NO. 13:**

27 All DOCUMENTS RELATING TO any cost-cutting or cost-saving measures YOU  
 28 considered or implemented RELATING TO any CRT PRODUCTS manufactured, sold, or

distributed by YOU during the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 13:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005).

**REQUEST FOR PRODUCTION NO. 14:**

All of YOUR federal, state, and local tax filings RELATING TO the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 14:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs further object to this request on the grounds that it is overly broad, vexatious, unduly burdensome, unnecessary, and irrelevant to the claims or defenses of any party. Production of tax returns is disfavored. Plaintiffs further object to this request to the extent that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object to this request because it impermissibly calls for downstream information concerning sales or use of CRTs or CRT Products by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request to the extent it calls for disclosure of information that is protected by the attorney-client privilege, the work product doctrine, or is otherwise privileged or immune from discovery. Finally, Plaintiffs object to this request to the extent it imposes obligations on Plaintiffs beyond the scope of the

1 Federal Rules of Civil Procedure 26 and 34 and the applicable Local Rules of the United States  
2 District Court for the Northern District of California.

3  
4 DATED: July 9, 2010

By: /s/ Guido Saveri  
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*Interim Lead Counsel for the Direct  
Purchaser Plaintiffs*

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# **EXHIBIT F**

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*Interim Lead Counsel for the Direct Purchaser  
 Plaintiffs*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

IN RE: CATHODE RAY TUBE (CRT)  
 ANTITRUST LITIGATION

MASTER FILE NO. 07-cv-5944 SC

MDL NO. 1917

This Document Relates to:  
 ALL DIRECT PURCHASER ACTIONS

**DIRECT PURCHASER PLAINTIFFS'  
 RESPONSES TO DEFENDANT HITACHI  
 AMERICA, LTD.'S FIRST SET OF  
 REQUESTS FOR PRODUCTION OF  
 DOCUMENTS**

PROPOUNDING PARTY: HITACHI AMERICA, LTD.

RESPONDING PARTY: Plaintiffs Crago, d/b/a Dash Computers, Inc., Arch Electronics, Inc., Electronic Design Company, Hawel A. Hawel, d/b/a City Electronics, Meijer, Inc. and Meijer Distribution, Inc., Nathan Muchnick, Inc., Orion Home Systems, LLC, Paula Call d/b/a Poway-Rancho Bernardo TV, Princeton Display Technologies, Inc., Radio & TV Equipment, Inc., Royal Data Services, Inc., Studio Spectrum, Inc., Wettstein and Sons, Inc. d/b/a Wettstein's ("Plaintiffs").

SET NO.: ONE

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Plaintiffs object and respond to Defendant Hitachi America, Ltd.'s First Set of Requests for Production of Documents ("Requests") as follows:



**GENERAL OBJECTIONS**

Plaintiffs object generally to the Requests, and to each individual request therein, on the following grounds, each of which is incorporated by reference in the responses to the individual requests below. Each response set forth below incorporates, is subject to, and does not waive any of these general objections.

1. Plaintiffs reserve all objections regarding the competence, relevance, materiality, privilege, or admissibility of any and all documents responsive to the Requests. Plaintiffs object to the Requests to the extent they seek information protected by the attorney-client privilege, the work product doctrine, or any other applicable claim of privilege or immunity, or that is otherwise privileged or immune from discovery.

2. Plaintiffs object to the Requests, including the Definitions, to the extent they seek to impose obligations greater than those imposed by the Federal Rules of Civil Procedure or the Local Rules of the United States District Court for the Northern District of California.

3. Plaintiffs object to each request, instruction, or definition to the extent it is overly broad, unduly burdensome, vague, or ambiguous or it does not specify the documents sought with sufficient particularity.

4. Plaintiffs object to each request, instruction, or definition to the extent it seeks information that is already in the possession of the Defendants or is obtainable from some other source that is more convenient, less burdensome or less expensive.

5. Plaintiffs object to each request, instruction, or definition to the extent that it impermissibly seeks the premature disclosure of experts and expert information or requires Plaintiffs to disclose analyses, comparative analyses, opinions, or theories that will be the subject of expert testimony.

6. To the extent any term in the Requests is defined in the Federal Rules of Civil Procedure, Plaintiffs will interpret such term as it is so defined and not as defined in the Requests.

7. Plaintiffs object to the Requests, including the Definitions and Instructions contained therein, to the extent they seek information or documents that are not within the possession, custody, or control of Plaintiffs.

1           8.       Plaintiffs object to the Requests to the extent they seek to require Plaintiffs to  
2 produce every document or all information that supports or otherwise relates to specific  
3 contentions in this litigation, on the ground that such Requests are overly broad, unduly  
4 burdensome, and premature at this stage of litigation.

5           9.       Plaintiffs object to the Requests to the extent they seek material relating to the sales  
6 or use of CRT(s) and/or CRT PRODUCT(s) acquired by Plaintiffs, or other such downstream  
7 data, because such information is not relevant to the claim or defense of any party. *See, e.g., In re*  
8 *Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock*  
9 *Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Additionally, evidence other than that  
10 related to direct purchases of CRT Products from the named defendants in this action has been  
11 barred by the United States Supreme Court. *Illinois Brick Co. v. Illinois*, 431 U.S. 720 (1977).

12           10.      Plaintiffs' responses agreeing to produce documents in response to the Requests  
13 should not be construed as meaning that documents of the type requested exist, and should only be  
14 construed as indicating that Plaintiffs will produce documents of the type requested if they are in  
15 Plaintiffs' possession, custody, or control, are not privileged or otherwise exempt from production,  
16 and can be located and produced through reasonable and good faith effort.

17           11.      Plaintiffs object to the Requests to the extent they are duplicative of document  
18 requests served by other defendants in this litigation. To the extent the Requests seek material that  
19 is duplicative to that requested by other document requests that have already been propounded on  
20 the direct purchaser class, or served at the same time as these Requests, the direct purchaser  
21 plaintiffs will only produce material one time.

22           12.      Plaintiffs object to the Requests to the extent they seek documents not created  
23 during the Class Period herein as not likely to lead to the discovery of admissible evidence,  
24 overbroad and unduly burdensome.

25           13.      Plaintiffs object to the document Requests, instructions, and definitions to the  
26 extent they call for documents or information relating to a time period other than the relevant  
27  
28

1 Class Period as defined in the Direct Purchaser Plaintiffs' Consolidated Amended Complaint.  
2 Plaintiffs will provide documents and information only as to the relevant Class Period.

3 **RESPONSES**

4 **REQUEST FOR PRODUCTION NO. 1:**

5 All DOCUMENTS YOU IDENTIFIED or were requested to IDENTIFY in response to the  
6 INTERROGATORIES served herewith.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

8 Plaintiffs incorporate the General Objections, as well as all objections to the interrogatories  
9 to which this request refers as though fully set forth herein. Plaintiffs further object to this request  
10 on the ground that it is vague, ambiguous, overbroad and unduly burdensome, *inter alia*, in its use  
11 of the phrase "were requested to IDENTIFY." Subject to these objections, Plaintiffs will produce  
12 documents, if any, identified in their response to the interrogatories.

13 **REQUEST FOR PRODUCTION NO. 2:**

14 All DOCUMENTS RELATING TO any sale by YOU of any CRT during the RELEVANT  
15 PERIOD, including without limitation (a) copies of all receipts, invoices, purchase orders, or other  
16 similar documents evidencing each sale; (b) all manuals, installation guides, servicing guides,  
17 warranty booklets or other documentation accompanying each sold CRT; (c) all contracts,  
18 agreements, or memoranda of understanding relating to YOUR sale of each CRT; and (d) all  
19 documents evidencing the type, price, manufacturer, and costs of any CRT YOU sold.

20 **RESPONSE TO REQUEST FOR PRODUCTION NO. 2:**

21 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
22 object to this request on the ground that it seeks material other than that related to direct purchases  
23 of CRTs from the named defendants in this action on the grounds that it is compound, vague and  
24 ambiguous, overly broad, and unduly burdensome. Plaintiffs further object to this request on the  
25 grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this  
26 case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and  
27 will not respond to this request because it calls for downstream material concerning sales of CRTs  
28

by Plaintiffs and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein.

**REQUEST FOR PRODUCTION NO. 3:**

All DOCUMENTS RELATING TO any sale by YOU of any CRT PRODUCT during the RELEVANT PERIOD, including without limitation (a) copies of all receipts, invoices, purchase orders, or other similar documents evidencing each sale; (h) all manuals, installation guides, servicing guides, warranty booklets or other documentation accompanying each sold CRT PRODUCT; (c) all contracts, agreements, or memoranda of understanding relating to YOUR sale of each CRT PRODUCT; and (d) all documents evidencing the type, price, manufacturer, and costs of any CRT PRODUCT YOU sold.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the ground that it seeks material other than that related to direct purchases of CRT Products from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRT Products by Plaintiffs, and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein.

**REQUEST FOR PRODUCTION NO. 4:**

All DOCUMENTS RELATING TO COMMUNICATIONS between YOU and any other

PERSON RELATING TO any actual or potential sale by YOU of CRTs during the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the ground that it seeks material other than that related to direct purchases of CRTs from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRTs by Plaintiffs and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein.

**REQUEST FOR PRODUCTION NO. 5:**

ALL DOCUMENTS RELATING TO COMMUNICATIONS between YOU and any other PERSON RELATING TO any actual or potential sale by YOU of CRT PRODUCTS during the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the ground that it seeks material other than that related to direct purchases of CRT Products from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRT Products by Plaintiffs and such material is not relevant to the claims or defenses of any party.

1 *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure*  
 2 *Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also  
 3 object to this request on the grounds that it duplicative of document requests and other discovery  
 4 served by other defendants herein.

5 **REQUEST FOR PRODUCTION NO. 6:**

6 All documents concerning YOUR corporate policies, practices, and procedures, whether  
 7 formal or informal, for making decisions concerning the acquisition or sale of CRTs including, but  
 8 not limited to, the factors considered and purchasing methods or procedures YOU currently use or  
 9 may have used at any time during the RELEVANT PERIOD and all purchasing manuals or  
 10 purchasing procedures concerning the acquisition or sale of CRTs in effect at any time during the  
 11 RELEVANT PERIOD.

12 **RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

13 Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs  
 14 object to this request on the ground that it requests information other than that related to direct  
 15 purchases of CRTs from the named defendants in this action on the grounds that it is compound,  
 16 vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request to  
 17 the extent it requests information other than that related to direct purchases of CRTs from the  
 18 named defendants in this action on the grounds that it seeks information entirely irrelevant to the  
 19 issues raised and damages claimed in this case and is not likely to lead to the discovery of  
 20 admissible evidence. Plaintiffs further object and will not respond to this request because it calls  
 21 for downstream information concerning sales of CRTs by Plaintiffs and such information is not  
 22 relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198  
 23 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D.  
 24 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it  
 25 duplicative of document requests and other discovery served by other defendants herein. Subject  
 26 to, and without waiving, the foregoing objections, Plaintiffs will produce relevant documents  
 27 concerning their acquisition of CRTs and CRT Products from defendants during the class period.



**REQUEST FOR PRODUCTION NO. 7:**

All documents concerning YOUR corporate policies, practices, and procedures, whether formal or informal, for making decisions concerning the acquisition or sale of CRT PRODUCTS including, but not limited to, the factors considered and purchasing methods or procedures YOU currently use or may have used at any time during the RELEVANT PERIOD and all purchasing manuals or purchasing procedures concerning the acquisition or sale of CRT PRODUCTS in effect at any time during the RELEVANT PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the ground that it requests information other than that related to direct purchases of CRT Products from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request to the extent it requests information other than that related to direct purchases of CRT Products from the named defendants in this action on the grounds that it seeks information entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream information concerning sales of CRTs by Plaintiffs and such information is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein. Subject to, and without waiving, the foregoing objections, Plaintiffs will produce relevant documents concerning their acquisition of CRTs and CRT Products during the Class Period.

**REQUEST FOR PRODUCTION NO. 8:**

DOCUMENTS REGARDING YOUR competition for the sale of CRTs during the RELEVANT TIME PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 8:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs

object to this request on the ground that it seeks material other than that related to direct purchases of CRTs from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad, and unduly burdensome. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRTs by Plaintiffs and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein.

**REQUEST FOR PRODUCTION NO. 9:**

DOCUMENTS REGARDING YOUR competition for the sale of CRT PRODUCTS during the RELEVANT TIME PERIOD.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 9:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs object to this request on the ground that it seeks material other than that related to direct purchases of CRT Products from the named defendants in this action on the grounds that it is compound, vague and ambiguous, overly broad and unduly burdensome. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRT Products by Plaintiffs and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs also object to this request on the grounds that it duplicative of document requests and other discovery served by other defendants herein.



**REQUEST FOR PRODUCTION NO. 10:**

All DOCUMENTS concerning any products that are marketed or sold as substitutes for any CRT that YOU acquired, sold, or were distributed by YOU.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 10:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs also object to this request on the grounds that it is vague and ambiguous, overly broad and unduly burdensome. Plaintiffs further object and will not produce documents responsive to this request to the extent it seeks documents concerning products sold by Plaintiffs at any time and to the extent it seeks documents concerning products acquired by Plaintiffs outside the class period on the ground that such information is not relevant to the claims or defenses of any party. Plaintiffs object to this request on the grounds that it seeks material entirely irrelevant to the issues raised and damages claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs further object and will not respond to this request because it calls for downstream material concerning sales of CRTs by Plaintiffs and such material is not relevant to the claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498 (M.D. Pa. 2005). Plaintiffs further object to this request to the extent that it impermissibly seeks the premature and non-reciprocal disclosure of experts and expert information, or requires Plaintiffs to set forth factual analyses, comparative analyses, opinions, or theories that may be the subject of expert testimony. Plaintiffs also object to this request to the extent it calls for disclosure of information that is protected by the attorney-client privilege, the work product doctrine, or is otherwise privileged or immune from discovery. Further, information about substitutes for CRTs acquired by Plaintiffs is equally available to Defendants.

**REQUEST FOR PRODUCTION NO. 11:**

All DOCUMENTS concerning any products that are marketed or sold as substitutes for any CRT PRODUCT that YOU acquired, sold, or were distributed by YOU.

**RESPONSE TO REQUEST FOR PRODUCTION NO. 11:**

Plaintiffs incorporate the General Objections as though fully set forth herein. Plaintiffs

1 also object to this request on the grounds that it is vague and ambiguous, overly broad and unduly  
 2 burdensome. Plaintiffs further object and will not produce documents responsive to this request to  
 3 the extent it seeks documents concerning products sold by Plaintiffs at any time and to the extent it  
 4 seeks documents concerning products acquired by Plaintiffs outside the class period on the ground  
 5 that such information is not relevant to the claims or defenses of any party. Plaintiffs object to this  
 6 request on the grounds that it seeks material entirely irrelevant to the issues raised and damages  
 7 claimed in this case and is not likely to lead to the discovery of admissible evidence. Plaintiffs  
 8 further object and will not respond to this request because it calls for downstream material  
 9 concerning sales of CRTs and CRT Products by Plaintiffs and such material is not relevant to the  
 10 claims or defenses of any party. *See, e.g., In re Vitamins Antitrust Litig.*, 198 F.R.D. 296, 301  
 11 (D.D.C. 2000); *In re Pressure Sensitive Labelstock Antitrust Litig.*, 226 F.R.D. 492, 497-498  
 12 (M.D. Pa. 2005). Plaintiffs further object to this request to the extent that it impermissibly seeks  
 13 the premature and non-reciprocal disclosure of experts and expert information, or requires  
 14 Plaintiffs to set forth factual analyses, comparative analyses, opinions, or theories that may be the  
 15 subject of expert testimony. Plaintiffs also object to this request to the extent it calls for disclosure  
 16 of information that is protected by the attorney-client privilege, the work product doctrine, or is  
 17 otherwise privileged or immune from discovery. Further, information about substitutes for CRT  
 18 Products acquired by Plaintiffs is equally available to Defendants.

19 DATED: July 9, 2010

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26 Crt.272a